IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

FRIDAY, THE 15TH DECEMBER 2006 / 24TH AGRAHAYANA 1928

WP(C).No. 33403 of 2006(B)

PETITIONER:

KAMCO OFFICERS ASSOCIATION,
ATHANI P.O., ERNAKULAM DISTRICT,
REP. BY ITS VICE PRESIDENT,
P.K.MADHAVAN, PADINJARE POOVATHUSSERYPAT,
ANNAMANADA P.O., THRISSUR DISTRICT.

BY ADV. SRI.ASP.KURUP
SRI.SADCHITH.P.KURUP

RESPONDENTS:

1. STATE OF KERALA,
REP. BY THE CHIEF SECRETARY TO GOVERNMENT,
KERALA SECRETARIAT, THIRUVANANTHAPURAM.

2. KERALA AGRO MACHINERY CORPORATION LTD.,
REP. BY ITS MANAGING DIRECTOR,
ATHANI P.O., ALUVA-683 585.

3. THE MANAGING DIRECTOR,
KERALA AGRO MACHINERY CORPORATION LTD.,
ATHANI P.O., ALUVA-683 585.

R1 BY GOVT. PLEADER SHRI.BIJOY CHANDRAN.
R2 & 3 BY SHRI.ANTONY DOMINIC, SC, KAMCO.LTD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 15/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J.

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WP(C).No.33403 OF 2006-B.
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Dated this the 15th day of December, 2006.

J U D G M E N T

The petitioner is an Association of the Officers of the 2nd respondent. The grievance of the petitioner pertains to the claim for grade promotion, particularly, against the cancellation of benefits as far as its retrospective operation is concerned. The petitioner has inter alia prayed for quashing Ext.P1 by which the impugned decision was taken and communicated to the petitioner. Counsel for the petitioner submits that Exts.P2 to P5 representations filed by the petitioner before respondents 2 and 3 have not been considered though steps are taken to enforce Ext.P1. It is submitted that the respondents may be directed to consider the grievance highlighted in the above representations and to pass early orders after affording an opportunity of being heard to the authorised representative of the petitioner.

2. I have heard the Standing Counsel for respondents 2 and 3 and the Government Pleader for the 1st respondent.

3. I find that the prayer made by the petitioner is

just and reasonable. Hence the 3rd respondent is directed to place Exts.P2 to P5 before the Board of Directors of the 2nd respondent within two weeks on the petitioner producing a copy of this judgment. The Board of Directors of the 2nd respondent shall issue notice to the Secretary of the petitioner Association and afford an opportunity of being heard and thereafter pass orders on the representations as expeditiously as possible, in any event, within two months from the date of receipt of the representations from the 3rd respondent.

The writ petition is disposed of as above.

K.K.DENESAN, JUDGE.

kvs/-